

04-29-05

2127

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

Docket No.: 10992091-1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Clifford A. McCarthy et al.

Confirmation No.: 2627

Application No.: 09/493,753

Group Art Unit: 2127

Filed: January 28, 2000

Examiner: K. Tang

For: DYNAMIC MANAGEMENT OF COMPUTER
WORKLOADS THROUGH SERVICE LEVEL
OPTIMIZATION

TRANSMITTAL LETTER

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is the following item for filing in connection with the above-referenced Patent Application:

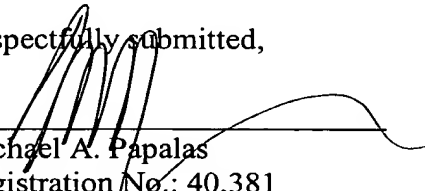
1. The book, "Automatic Control Systems," by Benjamin C. Kuo, 4th Ed. 1982. The book was cited in an IDS filed with the USPTO on February 15, 2002, and the cited pages, pp. 471-483 were attached. However, the Examiner has requested a copy of the entire book, and therefore, a complete copy of the book is submitted herewith.

Applicant notes that this book was purchased in used condition. The marks were made by a previous owner and were not made by Applicant's representative. To the best of our knowledge, the marks were not made by the client nor the inventors. We have not reviewed the book or the marks for their relevance.

Applicant believes that no fee is due with this filing. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application) to Deposit Account No. 08-2025, under Order No. 10992091-1.

Dated: April 28, 2005

Respectfully submitted,

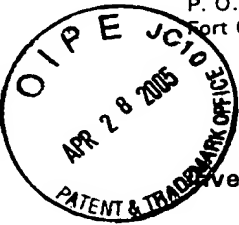
By 
Michael A. Papalas
Registration No.: 40,381
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PATENT APPLICATION

ATTORNEY DOCKET NO. 10992091



IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Clifford A. McCarthy et al.

Serial No.: 09/493,753

Examiner: Unknown

Filing Date: 01-28-2000

Group Art Unit:

Title: DYNAMIC MANAGEMENT OF COMPUTER WORKLOADS THROUGH SERVICE LEVEL OPTIMIZATION

ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97 (c) together with either a:
☐ Statement under 37 CFR 1.97(e), or
☐ a \$240.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97 (d) together with a:
☐ Statement under 37 CFR 1.97(e), and
☐ a petition under 37 CFR 1.97(d)(2), and
☐ a \$130.00 petition fee set forth in 37 CFR 1.17(i).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge to Deposit Account 08-2025 the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25.

☒ Applicant(s) submit herewith Form PTO 1449 - Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

☐ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: 2-15-2000

Typed Name: Shelley Brown

Signature: Shelley Brown

Respectfully submitted,

Clifford A. McCarthy et al.

By

Michael A. Papalas

Attorney/Agent for Applicant(s)

Reg. No. 40,381

Date: 2-15-2000

SERIAL NO.
09/493,753

APPLICANT
Clifford A. McCarthy et al.

GROUP
Unknown

(Use several sheets if necessary)

A circular stamp from the Office of Intellectual Property (OIP). The text "OIP" is at the top, "JAN 28 2005" is in the middle, and "PATENT & TRADEMARK OFFICE" is at the bottom. The date "APR 28 2005" is stamped across the center.

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

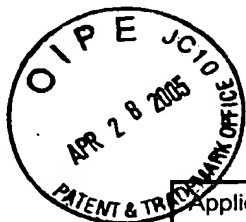
[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

		<i>Automatic Control Systems</i> by Benjamin C. Kuo, 1982, pp. 471-483.
Examiner		Date Considered



Application No.: 09/493,753

Attorney Docket No.: 10992091-1

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV482707859US in an envelope addressed to:

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IDS and PTO 1449 (copy dated 02-15-2000) (2 pages)
Book: "Automatic Control systems," by Benjamin C. Kuo, 4th Ed., 1982
(721 pages)